COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS AGENDA ITEM TRANSMITTAL

	ARTMENT C Works	(2) MEETING DATE June 27, 2006	(3) CONTACT/PHONE Dan Manion, (805) 781-5275		
establ	ollowing maps have been ished in the public hear	en received and have satisf rings on their Tentative Map subdivision resulting in 3 lo	ps:	approval that were Meadow Place, Templeton.	
Sı	upervisorial District: 1	1		,	
	-	edication without prejudice t	•	Christmas Tras Dia	
00	ceano. Supervisorial I			, Onnsunas Tree Place,	
	•	edication without prejudice t	·		
		Resolution to accept an avig subdivision resulting in 4 lo		O'Reilly Family Trust Los	
		scadero. Supervisorial Di		2	
		Resolution to accept the wid	-	d.	
		Resolution to accept extendi	•	dy Eylina Pood north of	
	O 03-0260, a proposed aso Robles. Superviso	subdivision resulting in 2 loprial District: 1	olo, by Linua Ann Kenne	ay, Exille Road, North of	
(5) SUMMARY OF REQUEST The above-listed maps have satisfied all the conditions of approval that were established in the public hearings on their Tentative Maps. Your Board is requested to approve the maps and the related listed actions, so that the subdivisions may go forward for recordation.					
	COMMENDED ACTION Ecommend that your Bo	pard approve the maps and	any related actions liste	d above.	
	DING SOURCE(S) S Budget	(8) CURRENT YEAR COST \$910.	(9) ANNUAL COST \$92,890 cumulative	(10) BUDGETED? No Yes N/A	
` '	HER AGENCY/ADVISORY GRO	OUP INVOLVEMENT (LIST): ecorder, Local advisory cou	uncils – A and B referred	1	
(12) WILL REQUEST REQUIRE ADDITIONAL STAFF? X No Yes, How Many? Permanent Limited Term Contract Temporary Help					
			40.00	(45) 14 14 14 14	
	PERVISOR DISTRICT(S) 2nd, 3rd, 4th, 5th	th, All	(14) LOCATION MAP Attached N/A	(15) Maddy Act Appointments Signed- off by Clerk of the Board	
(16) AGENDA PLACEMENT Consent Presentation Hearing (Time Est) Board Business (Time Est)			(17) EXECUTED DOCUMENTS Resolutions (Orig + 4 copies) Ordinances (Orig + 4 copies) N/A		
I⊢rí	ED EXTRA EXECUTED COPIE nber: Attac	(,)	(19) APPROPRIATION TRANS Submitted 4/5th's	SFER REQUIRED? Vote Required X N/A	
				37000	

(20) OUTLINE AGREEMENT REQUISITION NUMBER (OAR)	(21) W-9 Yes	(22) Agenda Item History N/A Date
(23) ADMINISTRATIVE OFFICE REVIEW		OL Leslie
Reference: 06JUN27-C-16		T:\BOARDCVR\MAPSAPPR.CVR.DOC



SAN LUIS OBISPO COUNTY **DEPARTMENT OF PUBLIC WORKS**

Noel King, Director

County Government Center, Room 207 • San Luis Obispo CA 93408 • (805) 781-5252

Fax (805) 781-1229

email address: pwd@co.slo.ca.us

TO: Board of Supervisors

FROM: Dan Manion, Development Services Division

VIA: Glen L. Priddy, County Surveyof

DATE: June 27, 2006

SUBJECT: Submittal of Maps for Board Action

Recommendation

We recommend that your Honorable Board:

A. Approve CO 02-0370, a proposed subdivision resulting in 3 lots, by Linda Vogt, Cow Meadow Place, Templeton.

Supervisorial District: 1

- 1. Reject the Offer of Dedication without prejudice to future acceptance.
- B. Approve Tract 2482, a proposed subdivision resulting in 5 lots, by Laverne Robinette, Christmas Tree Place, Oceano.

Supervisorial District: 4

- 1. Reject the Offer of Dedication without prejudice to future acceptance.
- 2. Act on the attached resolution to accept an Avigation Easement.
- C. Approve CO 99-0078, a proposed subdivision resulting in 4 lots, by Edwin Lawrence O'Reilly Family Trust on Los Palos Road, south of Atascadero.

Supervisorial District: 5

- 1. Act on the attached resolution to accept the widening of Los Palos Road.
- 2. Act on the attached resolution to accept extending Madrid Road.
- D. Approve CO 03-0260, a proposed subdivision resulting in 2 lots, by Linda Ann Kennedy Exline Road, north of Paso Robles.

Supervisorial District: 1

Discussion

The above-listed Maps have satisfied all the conditions of approval that were established in the public hearings on their Tentative Maps. The maps were processed by the County Planning Department with input from County Fire, County Public Works, Environmental Health, the Air

Pollution Control District, the Sheriff's Department and other affected County Departments as well as California Department of Transportation (Caltrans), and local cities and service districts.

At a public hearing, the Subdivision Review Board granted tentative approval to the proposed lot line adjustments and parcel maps, and the Planning Commission granted tentative approval to the proposed tract maps. All proposed real property divisions are subject to a number of conditions of approval. Each of these projects' owners have satisfied their conditions.

The Real Property Division Ordinance requires that when the conditions of approval have been met, and when an adequate final or parcel map that is substantially in conformance with the design of the tentative map has been submitted to the County Surveyor, the County Surveyor will transmit the map with his approval and certification to the County Clerk awaiting your Board's approval to record the map. Section 21.06.050 of the County Code requires your Board to approve the map if it is determined to be in conformity with the Real Property Division Ordinance and the Subdivision Map Act. Your Board must also accept or reject any offers of dedication.

Other Agency Involvement/Impact

The Clerk is to hold the maps until your Board approves them. The Clerk also certifies the Board's approval, arranges receipt of the recording fee and after the signatures and seals have been affixed, transmits the maps to the County Recorder. The County Recorder certifies and files the maps and/or resolutions of acceptance as prescribed by the Subdivision Map Act.

Financial Considerations

This work will increase our County maintained roads by 0.065 miles. Based on our current average cost per mile, this will increase our annual road maintenance costs by \$910. To date, this fiscal year's cumulative average annual road maintenance increase resulting from road improvement acceptances is \$92,820.

Results

Approval of the recommended action will allow these final maps to be formally recorded.

B77

Attachments:

Vicinity Maps

Two Road Resolutions

Avigation Easement w/Resolution

File: See above

Reference: 06JUN27-C-16

L:\DEVELOP\JUN06\BOS\MAPS 6-27-05.wpd.CAH.DJM

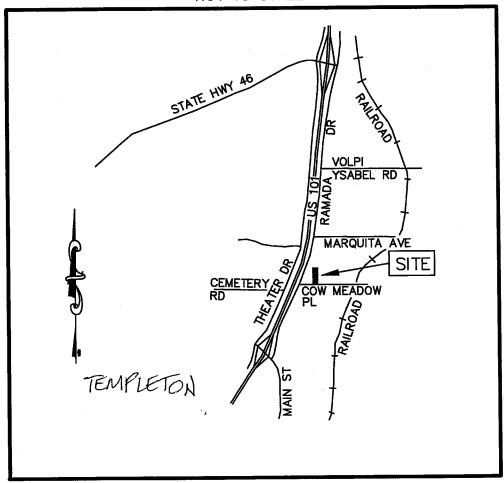
ITEM A

CO 02-0370



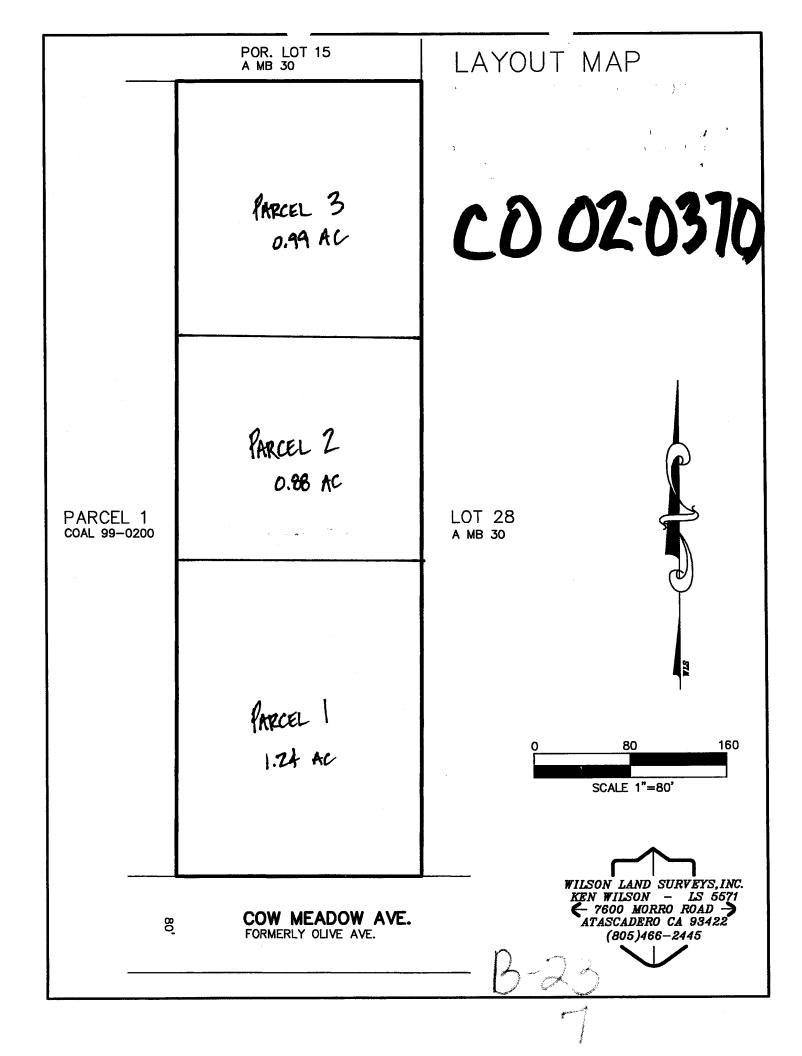
VICINITY MAP

NOT TO SCALE



LO 02-0370

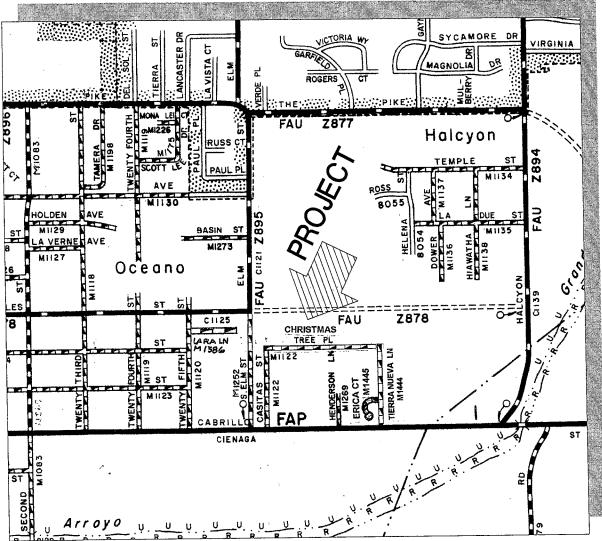
(h) 0



ITEM B

TRACT 2482





VICINITY MAP

NO SCALE

TRACT 2482

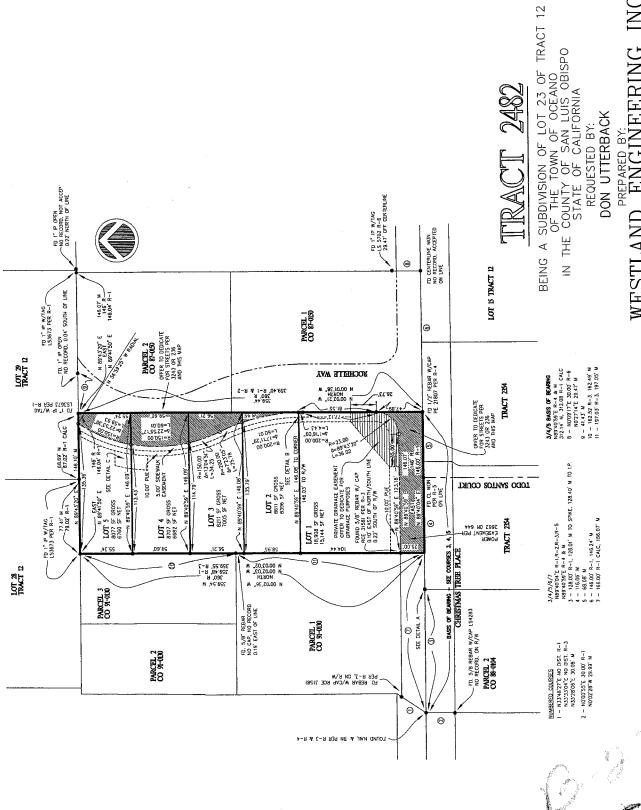
BEING A SUBDIVISION OF LOT 23 OF TRACT 12
OF THE TOWN OF OCEANO
IN THE COUNTY OF SAN LUIS OBISPO
STATE OF CALIFORNIA
REQUESTED BY:

DON UTTERBACK

PREPARED BY:

WESTLAND ENGINEERING INC

3480 SOUTH HIGUERA, SUITE 130, SAN LUIS OBISPO, CA 93401, (805)-541-2394



3480 SOUTH HIGUERA, SUITE 130, SAN LUIS OBISPO, CA 93401 WESTLAND ENGINEERING INC

(805) - 541 - 2394

IN THE BOARD OF SUPERVISORS

COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

	uay	, 20
PRESENT: Supervisors		
ABSENT:		
DESC	N LITION NO	

RESOLUTION ACCEPTING AVIGATION EASEMENT FROM LAVERNE ROBINETTE, TRUSTEE OF THE LAVERNE ROBINETTE REVOCABLE TRUST DATED FEBRUARY 8, 1999

The following Resolution is hereby offered and read:

WHEREAS, the County has need of avigation easements in the vicinity of the Oceano County Airport (062,303,061); and,

WHEREAS, LaVerne Robinette, Trustee of the LaVerne Robinette Revocable Trust dated February 8, 1999, has submitted a proposed avigation easement for property in the vicinity of the Oceano County Airport, to the County of San Luis Obispo, and it is in the public interest that said avigation easement be recorded.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of San Luis Obispo, State of California, as follows:

- 1. That the recitals set forth herein above are true, correct and valid.
- Robinette, Trustee of the LaVerne Robinette Revocable Trust dated February 8, 1999, to the County of San Luis Obispo, concerning land in the area of the Oceano County Airport, be and hereby is accepted by the County of San Luis Obispo in the form set forth in the document attached hereto marked Exhibit "A," which is incorporated herein by reference as though herein fully set forth.

record said avigation easement in the San Lui	s Obispo County Recorder's official record	ds
Upon motion of Supervisor	, seconded by Supervisor	
, and on the following	ng role call vote, to-wit:	
AYES:		
NOES:		
ABSENT		
ABSTAINING:		
the foregoing resolution is hereby adopted.		
C	hairperson of the Board of Supervisors	
ATTEST:		
Clerk of the Board of Supervisors		
[SEAL]	• •	

A:\Reso.OCEANO.wpd

11.23.04

By:

Dated:

6/2

RECORDING REQUESTED BY SAN LUIS OBISPO COUNTY

WHEN RECORDED, RETURN TO:

Director of Planning & Building County Government Center San Luis Obispo, California 93408 ATTN: Development Review

APN(S): 062,303,061

TRACT 2482



GRANT OF AVIGATION EASEMENT

No fee Document (Public Entity Grantee, Government Code Section 27383)

For a valuable consideration, receipt of which is hereby acknowledged, LaVerne Robinette, Trustee of the LaVerne Robinette Revocable Trust dated February 8, 1999, hereinafter referred to as "Grantor(s)", HEREBY GRANT(S) TO the County of San Luis Obispo, a political subdivision of the State of California, hereinafter referred to as "County", for the use and benefit of the public, a perpetual and assignable easement and right-of-way, and certain rights appurtenant to said easement as hereinafter set forth, in, on and over the following described real property situated in the County of San Luis Obispo, State of California, in which Grantor(s) hold(s) a fee simple estate, lying above, in whole or in part, the horizontal limits of the civil airport imaginary surfaces described in Federal Aviation Regulations, Part 77.25 (14 CFR 77.25), as applicable to the *Oceano County Airport*, situated in the County of San Luis Obispo, State of California, hereinafter referred to as "Airport", which parcel of real property is described as follows:

As shown in Exhibit A, attached hereto and incorporated herein as though set forth in full.

Said parcel of real property described above is delineated by hatched lines on the map attached hereto as *Exhibit B* and incorporated by reference herein as though set forth in full.

(Continued following page)

STATE OF CALIFORNIA))SS	On this day of <u>Moveway</u> , in the year <u>2004</u> , before me, <u>Parkarl Machine</u> a Notary Public,
COUNTY OF SAN LUIS OBISPO)	personally appeared
(SEAL)		known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that, he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.
		Witness my hand and official seal

RACHAEL M. OSBORNE
Comm. # 1464404
NOTARY PUBLIC-CALIFORNIA
San Luis Obispo County
My Comm. Expires Jan. 20, 2003

, Notary Public

GRANT OF AVIGATION EASEMENT

FILE NO: Tract 2482

DIL

(Page 2)

IT IS AGREED by Grantor(s) that he/they shall not hereafter erect, enlarge or grow, or permit the erection, enlargement or growth of, or permit or suffer to remain, any building, structure, or other object, or any tree, bush, shrub or other vegetation, within or into the airspace above said Imaginary Surfaces overlying said real property.

IT IS FURTHER AGREED by Grantor(s) that the easement and rights hereby granted to County are for the purpose of ensuring that occupants of the real property burdened by this easement are aware that the quiet enjoyment of this real property may be interrupted by noise generated by over-flying aircraft and by aircraft operations at the Airport, and for the additional purpose of ensuring that said Imaginary Surfaces shall remain free and clear of any building, structure or other object, and of any tree, bush shrub or other vegetation, which is or would constitute an obstruction or hazard to the flight of aircraft landing at and/or taking off from said Airport. These rights shall include, but not be limited to, the following:

- 1. The continuing and perpetual right of County, at Grantor(s)' sole cost and expense, to cut off, trim, and/or prune those portions of any tree, bush, shrub and/or other vegetation extending, projecting or infringing into or upon the airspace above said Imaginary Surfaces.
- 2. The continuing and perpetual right of County, at Grantor(s)' sole cost and expense, to remove, raze or destroy those portions of any building, structure or other object, infringing, extending or projecting into or upon said Imaginary Surfaces.
- 3. The right of County, at Grantor(s)' sole cost and expense, to mark and light, as obstructions to air navigation, any building, structure or other object, any tree, bush, shrub or other vegetation, that may at any time infringe, project or extend into or upon said Imaginary Surfaces.
- 4. The right of County for ingress to, egress from, and passage on or over said real property of Grantor(s) for above purposes. County shall exercise said right of ingress and egress only after County gives Grantor(s) twenty-four (24) hours notice of County's intent to enter Grantor(s)' property. County shall not be precluded from exercising its right of ingress and egress by the failure of Grantor(s) to receive notice if County has made a reasonable effort to notify Grantor(s). If, in the opinion of the Airport manager, an obstruction or hazard exists within or upon said Imaginary Surfaces overlying said real property, which creates an immediate danger to the flight of aircraft landing at and/or taking off from the Airport such that immediate action is necessary, County may exercise its right of ingress and egress for the above purposes without notice to Grantor(s).
- 5. The right of flight for the unobstructed passages of aircraft, for the use and benefit of the public, in the airspace above said Imaginary Surfaces, together with the right to cause in or about said airspace such noise, light, electromagnetic emissions, vibrations, fumes, dust, fuel particles, and all other effects as may be inherent in the navigation or flight of aircraft now or hereafter used or known, using said airspace for landing at, taking off from, or operating from, to, at, on, or over said Airport. Note: Noise from over flying aircraft and from aircraft operations on the airport may be considered significant to persons residing and/or working on this real property.
- 6. The continuing and perpetual right of the County to allow aircraft flight and ground operations at said Airport at all times.

IT IS FURTHER AGREED by Grantor(s) that he/they fully realize that any negative effects of aircraft operations at County Airports, as they pertain to this real property, are not expected to diminish from the level at the time of granting this easement.

GRANT OF AVIGATION EASEMENT

(Page 3)

The easement granted herein and all rights appertaining thereto are granted unto the County, its successors and assigns, until said Airport shall be abandoned and ceased to be used for airport purposes.

If any item, covenant, condition or provision of this easement is held by a court of competent jurisdiction to be invalid, void or unenforceable, the remainder of the provisions hereof shall remain in full force and effect and shall no way be affected, impaired or invalidated thereby.

IT IS UNDERSTOOD AND AGREED by Grantor(s) that this easement and the covenants and restrictions contained herein shall run with the land described above and shall be binding upon the heirs, successors and assigns of Grantor(s). For purposes of this instrument, the above-described real property shall be the servient tenement and the Airport shall be the dominant tenement.

Dated: 777-1, 2004

GRANTORS:

LaVerne Robinette, Trustee of the LaVerne Robinette Revocable Trust dated February 8, 1999

TRUST DEED BENEFICIARIES and/or MORTGAGEES

Mid-State Bank and Trust

By:

Its:

By:

Its:

03

FILE NO: Tract 2482

EXHIBIT A

LEGAL DESCRIPTION

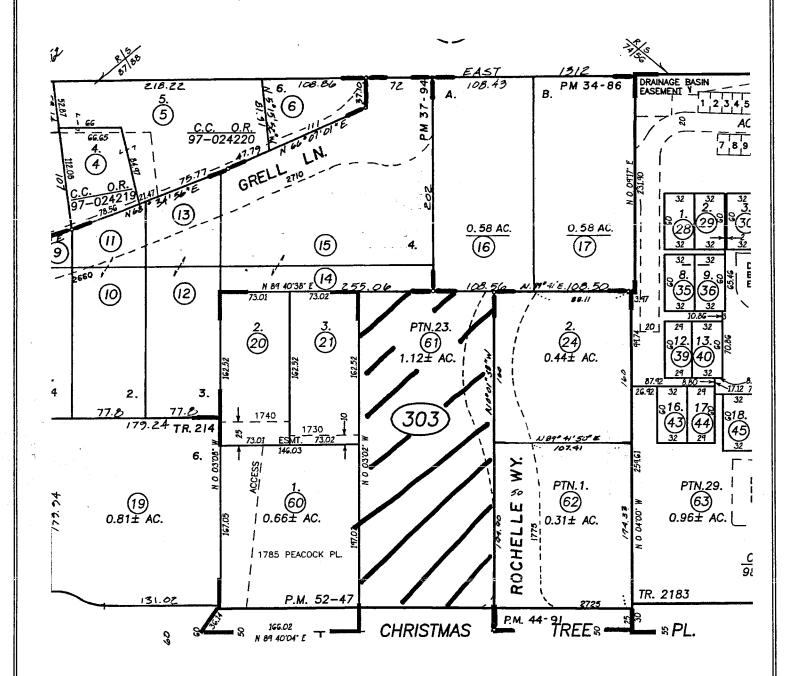
Lot 23 of Tract No. 12, in the County of San Luis Obispo, State of California, according to map recorded June 14, 1932 in Book 5, Page 31 of Maps, in the Office of the County Recorder of said County. Said land is also shown on record of survey map recorded in Book 41, page 88 and as amended in Book 45, Page 15 of Licensed Surveys.

Together with the Northerly 30 feet of Ocean Street and the Southerly 30 feet of Paso Robles Street, as shown on said map of Tract 12, lying adjacent to said lot, being bounded to the East by the Northerly and Southerly extension of the East line of Lot 23 and to the West by the Northerly and Southerly extension of the West line of Lot 23.

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EXHIBIT B

MAP

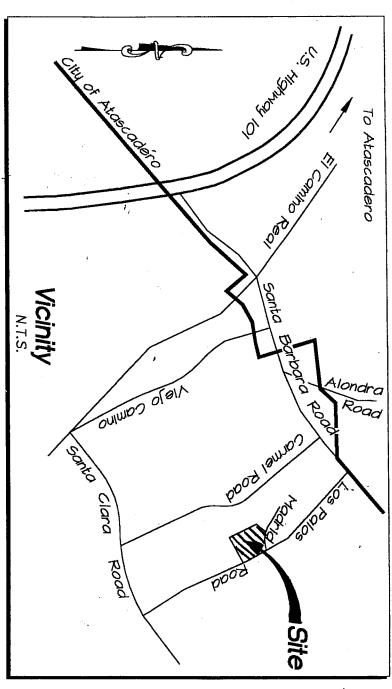


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ITEM C

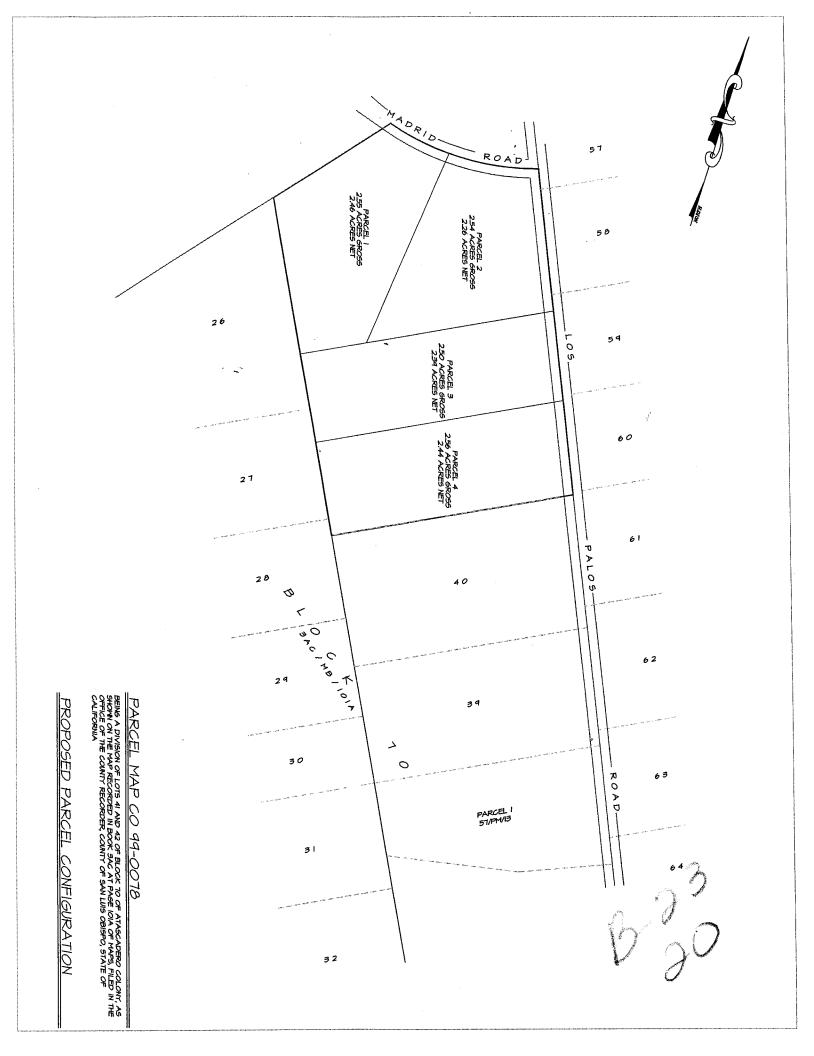
CO 99-0078





PARCEL MAP CO 99-0078

BEING A DIVISION OF LOTS 41 AND 42 OF BLOCK TO OF ATMSCADERO CALONT, AS SHOWN ON THE MAP RECORDED IN BOOK SAC AT PAGE IOIA OF MAPS, FILED IN THE CHIFICE OF THE CONTY RECORDER, COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA



IN THE BOARD OF SUPERVISORS

County of San Luis Obispo, State of California

S 22.2.1			day	e Albania e e e e e e e e e e e e e e e e e e e	, 20
PRESENT:	Supervisors				
ABSENT:					

RESOLUTION NO.

RESOLUTION ACCEPTING A 5-FOOT WIDENING OF A CERTAIN ROAD INTO THE COUNTY ROAD SYSTEM COUNTY ROAD NO. 4056

The following resolution is hereby offered and read:

WHEREAS, the County of San Luis Obispo, State of California, has been duly requested to accept a certain offer to dedicate for additional widening of a road presently in the maintained system in said County; and

WHEREAS, the County Surveyor has duly recommended that the Board of Supervisors:

Accept the offer of dedication for public use of Los Palos Road as shown on Parcel Map CO 99-0078.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of San Luis Obispo, State of California:

- 1. That the offer to dedicate for the 5-foot widening of County Road No. 4056 as shown on Parcel Map CO 99-0078 is hereby accepted into and made a part of the County Road System, to be maintained in kind, and shall and does constitute a County highway in the County of San Luis Obispo.
- That the County Clerk be and hereby is authorized and directed to record a copy of the resolution in the Office of the County Recorder of the County of San Luis Obispo.
- 3. Said offer of dedication is offered by The Edwin Lawrence O'Reilly Family Trust.

B 23

, and on the followi	ng roll call vote, to wit:
AYES:	
NOES:	
ABSENT:	
ABSTAINING:	
the foregoing Resolution is hereby adopted.	
Chai	rperson of the Board of Supervisors
ATTEST:	
Clerk of the Board of Supervisors	
[SEAL]	
APPROVED AS TO FORM AND LEGAL EFF	ECT:
JAMES B. LINDHOLM, JR. County Counsel	
By: Deputy County Counsel	
Dated: 14, 2006	
L:\DEVELOP\JUN06\Rd. No 4056-RESO.wpd.st:cah	
CATE OF CALIFORNIA, County of San Luis Obispo, ss.	
Ι,	, County Clerk and ex-officio Cler
the Board of Supervisors, in and for the County of the foregoing to be a full, true and correct cope same appears spread upon their minute book.	of San Luis Obispo, State of California, do herel
WITNESS my hand and the seal of said Board of	f Supervisors affixed this
y of, 20	Corportisons, attived this
, 77	6-39
EAL)	County Clerk and Ex-Officio Clerk of the Board of Supervisors

Deputy Clerk.

CD-325

IN THE BOARD OF SUPERVISORS

County of San Luis Obispo, State of California

			day	, 20
RESENT:	Supervisors			
BSENT:				

RESOLUTION NO.

RESOLUTION ACCEPTING CERTAIN ROADS INTO THE COUNTY ROAD SYSTEM COUNTY ROAD NO. 4088

The following resolution is hereby offered and read:

WHEREAS, the County of San Luis Obispo, State of California, has been duly requested to accept a certain offer to dedicate a road into the maintained system in said County; and

WHEREAS, the County Surveyor, by letter, has duly recommended that the Board of Supervisors:

Accept the offer of dedication for public use of Madrid Road as shown on Parcel Map CO 99-0078.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, by the Board of Supervisors of the County of San Luis Obispo, State of California:

- 1. That the offer to dedicate of 0.065 mile of Madrid Road, County Road No. 4088, as shown on Parcel Map CO 99-0078 as filed in Book ____, Pages ____ through ____ inclusive of Maps in the Office of the County Recorder, are hereby accepted into and made a part of the County Road System, to be maintained in kind, and shall and does constitute County highway in the County of San Luis Obispo.
- That the County Clerk be and hereby is authorized and directed to record a copy of the resolution in the Office of the County Recorder of the County of San Luis Obispo.
- 3. Said offer of dedication is offered by The Edwin Lawrence O. Reilly Family Trust.



Upon motion of Supervisor	, seconded by Supervisor ing roll call vote, to wit:
	ing foil call vote, to wit.
AYES:	
NOES:	
ABSENT:	
ABSTAINING:	
the foregoing Resolution is hereby adopted.	
Cha	irperson of the Board of Supervisors
ATTEST:	
Clark of the Board of Super issue	
Clerk of the Board of Supervisors	
[SEAL]	
APPROVED AS TO FORM AND LEGAL EFI	FECT:
JAMES B. LINDHOLM, JR. County Counsel	
By: Deputy County Counsel Dated: 14, 2006	
L:\DEVELOP\JUN06\BOS\RD NO 4088-RESO.wpd	
FATE OF CALIFORNIA, County of San Luis Obispo, ss.	
I, the Board of Supervisors, in and for the County rtify the foregoing to be a full, true and correct cope same appears spread upon their minute book.	, County Clerk and ex-officio Cler of San Luis Obispo, State of California, do hereb by of an order made by the Board of Supervisors, a
WITNESS my hand and the seal of said Board o	of Supervisors, affixed this
y of, 20	0 22
	りつり
EAL	County Clerk and Ex-Officio Clerk of the Board
EAL)	of Supervisors

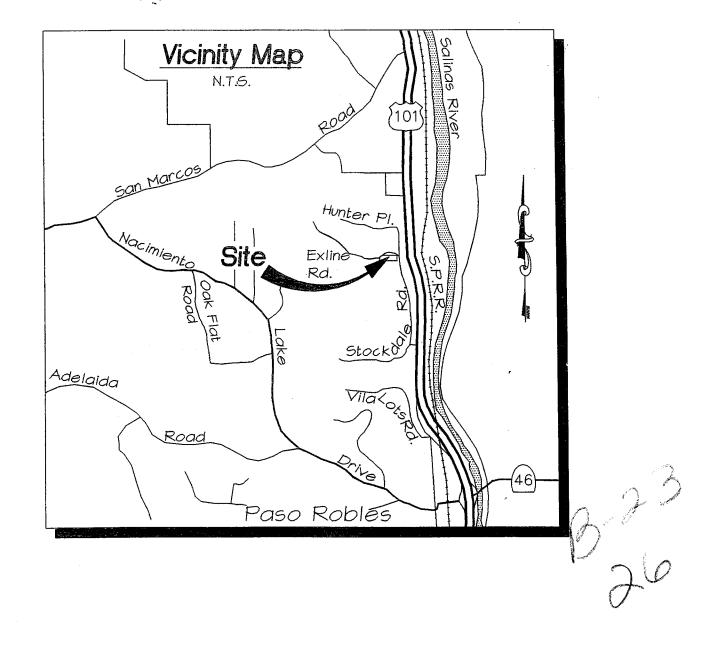
ITEM D

CO 03-0260

B 35

PARCEL MAP CO 03-0260

BEING A DIVISION OF A PORTION OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 8 IN TOWNSHIP 26 SOUTH, RANGE 12 EAST, MOUNT DIABLO MERIDIAN IN THE COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA.



PARCEL MAP CO 03-0260

BEING A DIVISION OF A PORTION OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 8 IN TOWNSHIP 26 SOUTH, RANGE 12 EAST, MOUNT DIABLO MERIDIAN IN THE COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA.

